

CLASSIFICATION OFFICE DECISION

Title of publication: Photo(011)_2.jpg

Other known title(s): Not stated

OFLC ref: 2000370.000

Medium: Image File

Maker: Not stated

Country of origin: Aotearoa New Zealand

Language: Not applicable

Applicant: Commissioner of Police

Classification:	Objectionable except if the availability of the publication is restricted to persons who have attained the age of 18 years.
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Descriptive note: None

Display conditions: None

Date of entry in Register: 15 December 2020

Date of direction to issue a label: No direction to issue a label has been issued

Date of notice of decision: 14 December 2020

Summary of reasons for decision:

The file is a highly sexualised image of a male's genitals. The Classification Office has considered whether the publication promotes or supports, or tends to promote or support the exploitation of young persons for sexual purposes, and concludes that it does not. However, its unrestricted availability is still likely to be injurious to the public good. The publication is sexually frank and society perceives harm to children and teenagers from being exposed to material of this nature before they are developmentally ready to process it. There is also a strong likelihood of harm from encouraging teenagers to take similar images of themselves without fully understanding the consequences. Therefore the publication is restricted to adults. This classification interferes with the right to freedom of expression contained in the New Zealand Bill of Rights Act 1990 but is reasonable and justified in order to prevent injury to the public good.